

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

V.

CRIMINAL NO.99-10383-02-JLT

MAURICE PAYNE

ATTORNEY: Michael C. Bourbeau, Esq.

True Name: Maurice R. Payne, Jr.
a/k/a Jakel Strickley

JUDGMENT IN A CRIMINAL CASE

THE DEFENDANT PLEADED GUILTY TO COUNTS: 1,2 & 3.

COUNTS: Original and Superceding Indictment ARE DISMISSED ON THE MOTION OF THE UNITED STATES.

ACCORDINGLY, THE DEFENDANT IS ADJUDGED GUILTY OF SUCH COUNT(S), WHICH INVOLVED THE FOLLOWING OFFENSES:

<u>TITLE & SECTION</u>	<u>NATURE OF OFFENSE</u>	<u>DATE OFFENSE CONCLUDED</u>	<u>COUNTS</u>
21 U.S.C. Sec. 843 (b)	Use of Communication Facility in Drug Transaction	3/24/98	1,2,3

THE DEFENDANT IS SENTENCED AS PROVIDED IN PAGES 2 THROUGH 4 OF THIS JUDGMENT. THE SENTENCE IS IMPOSED PURSUANT TO THE SENTENCING REFORM ACT OF 1984.

IT IS ORDERED THAT THE DEFENDANT SHALL PAY A SPECIAL ASSESSMENT OF \$300 FOR COUNTS 1,2, & 3 WHICH SHALL BE DUE IMMEDIATELY.

IT IS FURTHER ORDERED THAT THE DEFENDANT SHALL NOTIFY THE UNITED STATES ATTORNEY FOR THIS DISTRICT WITHIN 30 DAYS OF ANY CHANGE OF NAME, RESIDENCE OR MAILING ADDRESS UNTIL ALL FINES, RESTITUTION, COSTS AND SPECIAL ASSESSMENTS IMPOSED BY THIS JUDGMENT ARE FULLY PAID.

DEFENDANT'S SOC.SEC. NO. 017-56-0275

U.S. MARSHAL NO. 22906-038

DEFENDANT'S DATE OF BIRTH: 7/20/68

FBI No. 647151JB9

DATE SENTENCE IMPOSED: 2/27/01

DEFENDANT'S MAILING ADDRESS: Plymouth County House of Correction, Plymouth, MA.

DEFENDANT'S RESIDENCE ADDRESS: Same

JOSEPH L. TAURO,


U.S. DISTRICT JUDGE

DATED: 3/8/01

97

DEFENDANT: MAURICE PAYNE

PAGE 2 OF 4

CRIMINAL NO.: CR 99-10383-02-JLT

IMPRISONMENT

THE DEFENDANT IS HEREBY COMMITTED TO THE CUSTODY OF THE UNITED STATES BUREAU OF PRISONS TO BE IMPRISONED FOR A TERM OF: 120 MONTHS.
(Credit for time served since arrest).

X THE COURT MAKES THE FOLLOWING RECOMMENDATION TO THE BUREAU OF PRISONS:

THAT THE DEFENDANT PARTICIPATE IN THE 500 HOUR DRUG TREATMENT PROGRAM.

X THE DEFENDANT IS REMANDED TO THE CUSTODY OF THE UNITED STATES MARSHAL.

THE DEFENDANT SHALL SURRENDER TO THE UNITED STATES MARSHAL FOR THIS DISTRICT
AT _____ AM/PM ON _____.

AS NOTIFIED BY THE UNITED STATES MARSHAL.

THE DEFENDANT SHALL SURRENDER FOR SERVICE OF SENTENCE AT THE INSTITUTION
DESIGNATED BY THE BUREAU OF PRISONS,

BY NOON ON: _____.

AS NOTIFIED BY THE UNITED STATES MARSHAL.

AS NOTIFIED BY THE PROBATION OFFICE.

RETURN

I HAVE EXECUTED THIS JUDGMENT AS FOLLOWS: _____

DEFENDANT DELIVERED ON _____ TO _____

AT _____ WITH A CERTIFIED COPY OF THIS JUDGMENT.

UNITED STATES MARSHAL

BY: _____
DEPUTY MARSHAL

SUPERVISED RELEASE

UPON RELEASE FROM IMPRISONMENT, THE DEFENDANT SHALL BE ON SUPERVISED RELEASE FOR A TERM OF: 1 YEAR.

WHILE ON SUPERVISED RELEASE, THE DEFENDANT SHALL NOT COMMIT ANOTHER FEDERAL, STATE, OR LOCAL CRIME, SHALL NOT ILLEGALLY POSSESS A CONTROLLED SUBSTANCE. THE DEFENDANT ALSO SHALL COMPLY WITH THE STANDARD CONDITIONS THAT HAVE BEEN ADOPTED BY THIS COURT (SET FORTH BELOW). IF THIS JUDGMENT IMPOSES A RESTITUTION OBLIGATION, IT SHALL BE A CONDITION OF SUPERVISED RELEASE THAT THE DEFENDANT PAY ANY SUCH RESTITUTION THAT REMAINS UNPAID AT THE COMMENCEMENT OF THE TERM OF SUPERVISED RELEASE. THE DEFENDANT SHALL COMPLY WITH THE FOLLOWING ADDITIONAL CONDITIONS:

X THE DEFENDANT SHALL REPORT IN PERSON TO THE PROBATION OFFICE IN THE DISTRICT TO WHICH THE DEFENDANT IS RELEASED WITHIN 72 HOURS OF RELEASE FROM THE CUSTODY OF THE BUREAU OF PRISONS.

X THE DEFENDANT SHALL NOT POSSESS A FIREARM OR DESTRUCTIVE DEVICE.

STANDARD CONDITIONS OF SUPERVISION

WHILE THE DEFENDANT IS ON SUPERVISED RELEASE PURSUANT TO THIS JUDGMENT, THE DEFENDANT SHALL NOT COMMIT ANOTHER FEDERAL, STATE OR LOCAL CRIME. IN ADDITION:

1. the defendant shall not leave the judicial district without permission of the court or probation officer;
2. the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
3. the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
4. the defendant shall support his or her dependents and meet other family responsibilities;
5. the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
7. the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
8. the defendant shall not frequent places where controlled substances are illegally sold, used, distributed or administered;
9. the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10. the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
11. the defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer;
12. the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without permission of the court;
13. as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: MAURICE PAYNE
CRIMINAL NO.: CR 99-10383-02-JLT

PAGE 4 OF 4

STATEMENT OF REASONS

 THE COURT ADOPTS THE FACTUAL FINDINGS AND GUIDELINE APPLICATION IN THE PRE-
SENTENCE REPORT.

OR

 X THE COURT ADOPTS THE FACTUAL FINDINGS AND GUIDELINE APPLICATION IN THE PRE-
SENTENCE REPORT EXCEPT:

GUIDELINE RANGE DETERMINED BY THE COURT:

TOTAL OFFENSE LEVEL: 25

CRIMINAL HISTORY CATEGORY: 6

IMPRISONMENT RANGE: 110 MONTHS TO 137 MONTHS

SUPERVISED RELEASE: 1 year

FINE RANGE: \$12,500 to \$125,000

 X Fine is waived or is below the guideline range, because of the defendant's
inability to pay.

RESTITUTION: N/A

 Full restitution is not ordered for the following reason(s):

 The sentence is within the guideline range, that range does not exceed 24
months, and the court finds no reason to depart from the sentence called for by
application of the guidelines.

OR

 The sentence is within the guideline range, that range exceeds 24 months, and the
sentence is imposed for the following reason(s):

OR

 X The sentence departs from the guideline range

 upon motion of the government, as a result of defendant's substantial assistance.

 Or

 X Application of 5K.2